THE STATE OF NEW HAMPSHIRE

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PUBLIC UTILITIES COMMISSION

21 S. Fruit Street, Suite 10 Concord, N.H. 03301-2429

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TDD Access: Relay NH 1-800-735-2964

Website: www.puc.nh.gov

February 5, 2007

Kevin & Nancy Coughlin 35 Bachelor Drive Alton Bay, New Hampshire 03810

Re:

Lakeview Water Company, Inc./Bachelor Mountain Subdivision

Commission Docket No. DW 06-075

Request for Information

Dear Mr. & Mrs. Coughlin:

By way of a letter dated November 28, 2006, Staff (Staff) of the New Hampshire Public Utilities Commission (Commission) informed you that on May 18, 2006, Lakeview Water Co., Inc. (Lakeview) filed a petition with the Commission for authority to discontinue service as a public utility.

During the summer of 2006, Staff conducted an investigation as to whether the N.H. Department of Environmental Services (DES) had approved the Bachelor Mountain subdivision with the condition that a community water system exist. Also relevant to Lakeview's request to discontinue service is RSA 362:4, IV(a) which states that any "customer of a water utility shall have the right to terminate water service and secure water from an alternate source, if the customer can demonstrate the ability to comply with the requirements of RSA 485-A:29 and RSA 485-A:30-b, and the administrative rules adopted to implement these sections." RSA 485-A:29 relates to subdivision and individual well approval and RSA 485-A:30-b relates to protective well radii.

Upon learning that DES approved the Bachelor Mountain subdivision contingent upon a public water system, Staff, DES, and Mr. Charles Mobilia, owner of Lakeview, met to discuss the pending petition to discontinue service and the public water system requirement. The parties acknowledged that the water system is not viable if it serves only a handful of customers, but that private wells used for potable water violate the terms of the development approval and thus are illegal. Many options were discussed such as rehabilitating the water system if residents cannot satisfy RSA 485-A:29 and RSA 485-A:30-b, and abandoning the system if updated subdivision information can satisfy RSA 485-A:29 and RSA 485-A:30-b. Either solution requires additional information.

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February 5, 2007

Mark & Casey Penny 29 Bachelor Drive Alton Bay, New Hampshire 03810

Re:

Lakeview Water Company, Inc./Bachelor Mountain Subdivision

Commission Docket No. DW 06-075

Request for Information

Dear Mr. & Mrs. Penny:

By way of a letter dated November 28, 2006, Staff (Staff) of the New Hampshire Public Utilities Commission (Commission) informed you that on May 18, 2006, Lakeview Water Co., Inc. (Lakeview) filed a petition with the Commission for authority to discontinue service as a public utility.

During the summer of 2006, Staff conducted an investigation as to whether the N.H. Department of Environmental Services (DES) had approved the Bachelor Mountain subdivision with the condition that a community water system exist. Also relevant to Lakeview's request to discontinue service is RSA 362:4, IV(a) which states that any "customer of a water utility shall have the right to terminate water service and secure water from an alternate source, if the customer can demonstrate the ability to comply with the requirements of RSA 485-A:29 and RSA 485-A:30-b, and the administrative rules adopted to implement these sections." RSA 485-A:29 relates to subdivision and individual well approval and RSA 485-A:30-b relates to protective well radii.

Upon learning that DES approved the Bachelor Mountain subdivision contingent upon a public water system, Staff, DES, and Mr. Charles Mobilia, owner of Lakeview, met to discuss the pending petition to discontinue service and the public water system requirement. The parties acknowledged that the water system is not viable if it serves only a handful of customers, but that private wells used for potable water violate the terms of the development approval and thus are illegal. Many options were discussed such as rehabilitating the water system if residents cannot satisfy RSA 485-A:29 and RSA 485-A:30-b, and abandoning the system if updated subdivision information can satisfy RSA 485-A:29 and RSA 485-A:30-b. Either solution requires additional information.